

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

THE COCA-COLA COMPANY, a  
Delaware corporation,

Plaintiff,

vs.

JOHANNA FOODS, INC., a New Jersey  
corporation,

Defendant.

Case No. 1:10-cv-03081 CAP

**NOTICE OF SETTLEMENT AND REQUEST FOR STAY**

Plaintiff The Coca-Cola Company (“TCCC”) and Defendant Johanna Foods, Inc. (“Johanna”) hereby advise the Court that they have reached a settlement in principle of this action, and respectfully request a stay of all proceedings pending their completion of the settlement documentation and filing of a stipulated dismissal within the next 45 days.

Dated: October 19, 2011

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By: /s/ Robert N. Phillips

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**CERTIFICATE OF SERVICE**

I certify that on October 19, 2011, I electronically filed the foregoing **NOTICE OF SETTLEMENT AND REQUEST FOR STAY** with the Clerk of the Court using the CM/ECF system, which will automatically send e-mail notification of such filing to the following attorneys of record:

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